

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA) CRIMINAL NO. 04CR10017-GAO
) VIOLATIONS:
v.) 18 U.S.C. § 401(3)
) (Criminal Contempt)
WILLIAM P. SMALLWOOD)

INDICTMENT

COUNT ONE: 18 U.S.C. § 401(3) (Criminal Contempt of Court)

The Grand Jury charges that:

On or about and between April 2, 2003 and January 7, 2004, at Boston, in the District of Massachusetts,

WILLIAM P. SMALLWOOD

defendant herein, did unlawfully, knowingly, and intentionally disobey and resist a lawful order, rule, decree, and command of a Court of the United States of America, to wit: an order issued by the United States District Court, District of Massachusetts (Gertner, J.), dated April 1, 2003, compelling the defendant to testify and to provide other information to the grand jury, pursuant to Title 18, United States Code, Sections 6002-6003.

All in violation of Title 18, United States Code, Section 401(3).

A TRUE BILL

John T. McNeil 1/21/04

FOREPERSON OF THE GRAND JURY

John T. McNeil

John T. McNeil

ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; January 21, 2004

Returned into the District Court by the Grand Jurors and filed.

Gina O'Brien

DEPUTY CLERK
1-21-04 at 11:57 AM

Criminal Case Cover SheetU.S. District Court - District of MassachusettsPlace of Offense: Category No. II Investigating Agency ATFCity BOSTON**Related Case Information:**County SUFFOLK

Superseding Ind./ Inf. _____ Case No. _____
 Same Defendant _____ New Defendant _____
 Magistrate Judge Case Number _____
 Search Warrant Case Number _____
 R 20/R 40 from District of _____

Defendant Information:Defendant Name WILLIAM P. SMALLWOOD Juvenile Yes No

Alias Name _____

Address _____

Birth date: 1979 SS#: ***-**-4282 Sex: M Race: CAUC. Nationality: USADefense Counsel if known: RANDOLPH GIOIA Address: 24 SCHOOL STREET
BOSTON, MA 02108

Bar Number: _____

U.S. Attorney Information:AUSA JOHN T. McNEIL Bar Number if applicable 550473Interpreter: Yes No List language and/or dialect: _____Matter to be SEALED: Yes No Warrant Requested Regular Process In Custody**Location Status:**

Arrest Date: _____

 Already in Federal Custody as _____ in _____ Already in State Custody _____ Serving Sentence Awaiting Trial On Pretrial Release: Ordered by _____ on _____Charging Document: Complaint Information IndictmentTotal # of Counts: Petty _____ Misdemeanor _____ Felony _____ 1

Continue on Page 2 for Entry of U.S.C. Citations

 I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: January 21, 2004 Signature of AUSA: John T. McNeil

JS 45 (5/97) - (Revised USAO MA 3/25/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy)

Name of Defendant WILLIAM P. SMALLWOOD

U.S.C. Citations

<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1 <u>18 U.S.C. § 401(3)</u>	<u>CRIMINAL CONTEMPT OF COURT</u>	1
Set 2 _____	_____	_____
Set 3 _____	_____	_____
Set 4 _____	_____	_____
Set 5 _____	_____	_____
Set 6 _____	_____	_____
Set 7 _____	_____	_____
Set 8 _____	_____	_____
Set 9 _____	_____	_____
Set 10 _____	_____	_____
Set 11 _____	_____	_____
Set 12 _____	_____	_____
Set 13 _____	_____	_____
Set 14 _____	_____	_____
Set 15 _____	_____	_____
ADDITIONAL INFORMATION:	<u>Related to MBD 03-10081 (Civil contempt)</u>	_____